IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

FRIDAY, THE 2ND NOVEMBER 2007 / 11TH KARTHIKA 1929

WP(C).No. 32612 of 2007(G)

PETITIONER:

P.P. SIMON, SON OF PERUKUTTY,
PURAKKATT HOUSE, PADIVATTOM, EDAPPALLY P.O.,
COCHIN-25.

BY ADV. SRI.G.SANTHOSH KUMAR (P).

RESPONDENTS:
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1. STATE OF KERALA,
REPRESENTED BY THE CHIEF SECRETARY,
THIRUVANANTHAPURAM.

2. THE DISTRICT COLLECTOR, ERNAKULAM.

3. THE REVENUE DIVISIONAL OFFICER,
ERNAKULAM.

4. THE SPECIAL TAHSILDAR,
LAND ACQUISITION (GENERAL), ERNAKULAM.

BY GOVERNMENT PLEADER SHRI BASANT BALAJI

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 02/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P(C) NO. 32612 OF 2007

APPENDIX

PETITIONER'S EXHIBITS:

EXHIBIT P1 TRUE COPY OF THE RELEVANT PAGES OF RENEWED CERTIFICATE FROM THE YEAR 1995 - LICENCE NO.CA-155 ISSUED ON 20.11.1995.

EXHIBIT P2 TRUE COPY OF THE RENT DEED DATED 1.7.2006 EXECUTED IN FAVOUR OF THE CHURCH.

EXHIBIT P3 TRUE COPY OF NOTICE NO.LAC.89/07/B1 DATED 7.8.2007 UNDER RULE 15(3).

EXHIBIT P4 TRUE COPY OF THE NOTICE DATED 7.8.2007 UNDER RULE 13(1).

EXHIBIT P5 TRUE COPY OF THE REPRESENTATION DATED 16.8.2007 BY THE PETITIONER BEORE THE 4TH RESPONDENT.

EXHIBIT P6 TRUE COPY OF THE JUDGMENT DEATED 20.8.2007 IN W.P (C) NO.25218 OF 2007 OF THIS HONOURABLE COURT.

EXHIBIT P7 TRUE COPY OF THE ORDER DATED 28.9.2007 IN I.A. . NO.12722 OF 2007 IN W.P(C) NO.25218 OF 2007 OF THIS HONOURABLE COURT.

RESPONDENTS' EXHIBITS: NIL

K.PADMANABHAN NAIR, J.

W.P.(C) No.32612 OF 2007

Dated this the 2nd November, 2007.

J U D G M E N T

Admitted. The writ petition itself is heard and disposed of.

2. The earlier writ petition filed by the petition as W.P. (C) No.25218/2007 was disposed of by me on 20th August, 2007, granting one month's time from the date of judgment to vacate the premises and to surrender peaceful vacant possession to the authorities. Subsequently, that time was enlarged and extended by another one month, as per order passed in I.A.No.12722/2007, dated 28.9.2007.

3. In this writ petition, the prayer is actually for enlargement and extension of time. Considering all the aspects of the matter, petitioner is given one more month's time from today to vacate the premises and to surrender peaceful vacant possession of the building and land to the parties. It is made clear that no further

time, on any account, will be granted to the petitioner for surrender. If the petitioner fails to remove his articles, he will have to face its consequences.

The writ petition is disposed of with the above directions.

K.PADMANABHAN NAIR,
JUDGE

nj.